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7
8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE DISTRICT OF NEVADA**

10 Cung Le, Nathan Quarry, Jon Fitch, Brandon
11 Vera, Luis Javier Vazquez, and Kyle
Kingsbury, on behalf of themselves and all
others similarly situated,

12 Plaintiffs,

13 vs.

14 Zuffa, LLC, d/b/a Ultimate Fighting Championship
15 and UFC,

16 Defendant.

Case No.: 2:15-cv-01045-RFB-BNW

**PLAINTIFFS' MOTION FOR LEAVE TO
FILE A SHORT SURREPLY BRIEF IN
OPPOSITION TO SPARACINO PLLC'S
MOTION FOR RELIEF PURSUANT TO
THE COURT'S INHERENT AUTHORITY**

In its Reply in Support of its Motion for Relief Pursuant to the Court's Inherent Authority ("Reply") (ECF 866, filed Oct. 4, 2023), Sparacino PLLC ("Sparacino") submits new evidence, in the form of a new letter from its ethics expert and a new Declaration from a Sparacino attorney. In addition, Sparacino amps up its *ad hominem* attacks on Class Counsel, accusing them of "suborning perjury" and committing "prosecutable crimes under federal and state law." Reply at 1, 7, 12. Sparacino also casts unsupported aspersions on the qualifications of Professor Jeffrey W. Stempel, who submitted an expert declaration in opposition to Sparacino's motion.

Although Plaintiffs are confident the Court will see Sparacino's efforts at deflection for what they are, Plaintiffs should, in fairness, be provided an opportunity to address: (1) the new ethics letter and Declaration submitted with Sparacino's Reply; (2) Sparacino's new allegations of purported criminal conduct by Class Counsel; and (3) Sparacino's unjustified attacks on Professor Stempel's qualifications as an expert witness on matters of professional responsibility. To that end, Plaintiffs respectfully request leave to file the attached 7-page Surreply.

Respectfully submitted,

KEMP JONES, LLP

/s/ Don Springmeyer

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CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of October 2023 a true and correct copy of **PLAINTIFFS' MOTION FOR LEAVE TO FILE A SHORT SURREPLY BRIEF IN OPPOSITION TO SPARACINO PLLC'S MOTION FOR RELIEF PURSUANT TO THE COURT'S INHERENT AUTHORITY** was served via the District of Nevada's ECF system to all counsel of record who have enrolled in the ECF system.

/s/ Pamela McAfee
An employee of Kemp Jones, LLP